

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 CRAIG YATES, et al.,

No. C-09-2973 MMC

12 Plaintiffs,

**ORDER DISCHARGING ORDER TO
SHOW CAUSE; SETTING CASE
MANAGEMENT CONFERENCE**

13 v.
14 CLEMENTINE RESTAURANT LLC, et al.,

15 Defendants

/

16 Before the Court is plaintiffs' response, filed January 8, 2010, to the Court's order
17 directing plaintiffs to show cause why the above-titled action should not be dismissed for
18 failure to prosecute.¹

19 Having read and considered plaintiffs' response, the Court finds plaintiffs have not
20 failed to prosecute the instant matter, and, accordingly, hereby DISCHARGES the order to
21 show cause.

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25 ¹Plaintiffs did not provide the Court with a chambers copy of their response. For
26 future reference, plaintiffs are reminded of the following provision in the Court's Standing
27 Orders: "In all cases that have been assigned to the Electronic Case Filing Program, the
28 parties are required to provide for use in chambers one paper copy of each document that
is filed electronically. The paper copy of each such document shall be delivered no later
than noon on the day after the document is filed electronically. The paper copy shall be
marked 'Chambers Copy' and shall be delivered to the Clerk's Office in an envelope clearly
marked with the judge's name, case number, and 'E-Filing Chambers Copy.'"

1 Plaintiffs also request the Court schedule a Case Management Conference to be
2 conducted within ninety days. Good cause appearing therefor, plaintiffs' request is hereby
3 GRANTED, and a Case Management Conference is hereby scheduled for April 9, 2010. A
4 Joint Case Management Statement shall be filed no later than April 2, 2010.

5 **IT IS SO ORDERED.**

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7 Dated: January 14, 2010
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MAXINE M. CHESNEY
United States District Judge